

MICHAEL A. JACOBS (CA SBN 111664)
MJacobs@mofo.com
ARTURO J. GONZÁLEZ (CA SBN 121490)
AGonzalez@mofo.com
MORRISON & FOERSTER LLP
425 Market Street
San Francisco, California 94105-2482
Telephone: 415.268.7000
Facsimile: 415.268.7522

KAREN L. DUNN (*Pro Hac Vice*)
kdunn@bsflp.com
HAMISH P.M. HUME (*Pro Hac Vice*)
hhume@bsflp.com
BOIES SCHILLER FLEXNER LLP
1401 New York Avenue, N.W.
Washington DC 20005
Telephone: 202.237.2727
Facsimile: 202.237.6131

WILLIAM CARMODY (*Pro Hac Vice*)
bcarmody@susmangodfrey.com
SHAWN RABIN (*Pro Hac Vice*)
srabin@susmangodfrey.com
SUSMAN GODFREY
1301 Avenue of the Americas, 32nd Floor
New York, NY 10019-6023

Attorneys for Defendants
UBER TECHNOLOGIES, INC.
and OTTOMOTTO LLC

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

WAYMO LLC,

Plaintiff,

v.

UBER TECHNOLOGIES, INC.,
OTTOMOTTO LLC; OTTO TRUCKING LLC,

Defendants.

Case No. 3:17-cv-00939-WHA

**DECLARATION OF
THOMAS J. PARDINI IN SUPPORT
OF DEFENDANTS UBER
TECHNOLOGIES, INC. AND
OTTOMOTTO LLC'S
ADMINISTRATIVE MOTION TO
FILE UNDER SEAL THE COURT'S
ORDER EXCLUDING MICHAEL
WAGNER, RESTRICTING USE OF
FINANCIAL EVIDENCE AT TRIAL,
AND DENYING OTHER RELIEF
(DKT. 2166)**

1 I, Thomas J. Pardini, declare as follows:

2 1. I am a member of the Bar of the State of California and an attorney at the law firm
3 of Morrison & Foerster LLP. I make this declaration based upon matters within my own personal
4 knowledge and if called as a witness, I could and would competently testify to the matters set
5 forth herein. I make this declaration in support of Defendants Uber Technologies, Inc. and
6 Ottomotto LLC's Administrative Motion to File Under Seal the Court's Order Excluding Michael
7 Wagner, Restricting Use of Financial Evidence at Trial, and Denying Other Relief (Dkt. 2166).

8 2. I have reviewed the following documents and confirmed that only the portions
9 identified below merit sealing:

Document	Portions to Be Filed Under Seal	Designating Party
Order Excluding Michael Wagner, Restricting Use of Financial Evidence at Trial, and Denying Other Relief ("Order")	Blue Highlights	Defendants

15 3. The blue highlights on pages 11 and 12 in Section 1.A.3 of the Order contain
16 highly confidential information regarding a business agreement, including detailed financial terms
17 of the agreement. This information is not publicly known and its confidentiality is strictly
18 maintained. I understand that disclosure of this information could allow competitors and
19 counterparties to gain insight into how Uber has structured its business agreements, including
20 detailed information about financial terms offered by Uber, allowing them to tailor their own
21 negotiation or business strategy to the detriment of Uber.

22 4. The blue highlights in Section 1.A.4 on the bottom of page 12 discuss highly
23 confidential information from internal Uber projections relating to future LiDAR costs and units.
24 This information is not publicly known and its confidentiality is strictly maintained. I understand
25 that disclosure of this information could allow competitors to gain insight into how Uber analyzes
26 the self-driving car and LiDAR markets, such that they could tailor their development to counter
27 Uber. Uber's competitive standing could be harmed.

Thomas J. Pardini

I, Arturo J. González, am the ECF User whose ID and password are being used to file this Declaration. In compliance with Civil L.R. 5-1(i)(3), I hereby attest that Thomas J. Pardini has concurred in this filing.

ARTURO J. GONZÁLEZ